

Message Text

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PAGE 01 PRETOR 00037 051527Z

44

ACTION ACDA-10

INFO OCT-01 AF-06 ISO-00 ERDA-05 ARA-06 CIAE-00 DODE-00

EA-07 EUR-12 PM-04 H-02 INR-07 IO-10 L-03 NASA-01

NEA-10 NSAE-00 NSC-05 OIC-02 SP-02 PA-01 PRS-01

OES-03 SS-15 USIA-06 SAJ-01 NRC-05 /125 W

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FM AMEMBASSY PRETORIA

TO SECSTATE WASHDC 3546

INFO USUN NEW YORK 1186

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E.O.11652: N/A

TAGS: SF, PARM

SUBJECT: BIOLOGICAN WEAPONS CONVENTION: IMPLEMENTATION

REFERENCE: 75 STATE 296354

1. PURSUANT TO REFTTEL WE ASKED DEPT OF FOREIGN AFFAIRS ON DEC 18 WHAT MEASURES GOVERNMENT OF SOUTH AFRICA PLANS TO TAKE TO IMPLEMENT THE UNDERTAKINGS SET OUT IN PARA ONE AND ARTICLE IV OF THE BIOLOGICAL WEAPONS CONVENTION. IN REPLY WE WERE INFORMED JAN 5 THAT UNDER THE CONSTITUTION, THE EXECUTIVE HAS THE AUTHORITY TO RATIFY TREATIES AND THAT THEREFORE THE SIGNATURE AND RATIFICATION IMPLIES A DOUBLE APPROVAL COMPLYING WITH ALL CONSTITUTIONAL REQUIREMENTS. THE LEGAL BRANCH OF DFA IS OF THE OPINION THAT NO SPECIFIC FURTHER ACTION IS REQUIRED.

2. C.M. VAN NIEKERK OF MULTILATERAL AFFAIRS DIVISION, IN GIVING THE FOREGOING REPLY, SAID THAT THERE HAD BEEN CONSIDERABLE INTERNAL CORRESPONDENCE BETWEEN DFA AND THE DEFENSE ESTABLISHMENT IN CONNECTION WITH SAG RATIFICATION OF THE CONVENTION, AND THAT ALTHOUGH NO
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PAGE 02 PRETOR 00037 051527Z

SPECIFIC LAWS OR REGULATIONS HADN TO HIS KNOWLEDGE, BEEN

INTRODUCED, THE OBJECTIVES WERE WELL UNDERSTOOD AND
ACCEPTED, AND WHAT THE CONVENTION COULD NOW BE CONSIDERED
AS BEING A PART OF THE LAW OF THE LAND.
BOWDLER

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